

1 Alan Himmelfarb- SBN 90480
2 Michael J. Aschenbrener (*admitted pro hac vice*)
3 KAMBEREDELSON, LLC
4 2757 Leonis Boulevard
5 Los Angeles, California 90058
6 t: 323.585.8696
7 f: 323.585.6195
8 ahimmelfarb@kamberedelson.com

9
10 Joseph H. Malley (*admitted pro hac vice*)
11 LAW OFFICE OF JOSEPH H. MALLEY
12 1045 North Zang Boulevard
13 Dallas, Texas 75208
14 Ph. (214) 943-6100
15 Fax (214) 943-6170

16 ATTORNEYS FOR PLAINTIFFS

17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SUSAN SIMON, individual, on behalf of
herself and all others similarly situated,

Plaintiffs,

v.

ADZILLA, INC. (NEW MEDIA), a
Delaware Corporation; CONDUCTIVE
CORPORATION, a Delaware Corporation;
CONTINENTAL VISINET
BROADBAND, INC., a Delaware
Corporation; CORE COMMUNICATIONS,
INC., d/b/a/ CORE COMMUNICATIONS,
INC., a Delaware Corporation; and DOES
1-50, Corporations Defendants,

Defendants.

Case No. C09-00879 MMC (JCS)

**STIPULATION AND [PROPOSED]
ORDER VACATING HEARING
DATE ON PLAINTIFF'S MOTION
FOR LEAVE TO CONDUCT
JURISDICTIONAL DISCOVERY**

Date: August 7, 2009
Time: 9:30 a.m.
Courtroom: A, 15th Floor
Judge: Magistrate Judge
Joseph C. Spero

STIPULATION AND [PROPOSED] ORDER
VACATING HEARING DATE ON PLAINTIFF'S
MOTION FOR LEAVE TO CONDUCT
JURISDICTIONAL DISCOVERY

1 Pursuant to Local Rule 6-2, Plaintiffs and Defendant Core Communications, Inc. ("Core")
 2 hereby stipulate and agree as follows:

3 1. Plaintiff's Motion for Leave to Conduct Jurisdictional Discovery (Dkt. 43) is
 4 currently set for hearing on August 7, 2009 at 9:30 a.m. before Magistrate Judge Joseph C. Spero.

5 2. Plaintiff and Core request that this hearing date be vacated until after
 6 September 26, 2009 to give the parties the opportunity to pursue settlement discussions.

7 3. Plaintiff filed her complaint on February 27, 2009. (Dkt. 1).

8 4. Defendant Core filed its Motion to Dismiss for lack of jurisdiction on
 9 May 29, 2009. (Dkt. 32).

10 5. Plaintiff moved for leave to conduct jurisdictional discovery on June 19, 2009.
 11 (Dkt. 43).

12 6. Core filed an opposition to Plaintiff's motion on July 16, 2009. (Dkt. 51).

13 7. Plaintiff replied in support of her motion on July 28, 2009. (Dkt. 52).

14 8. This is the parties' first request for an extension of time concerning Plaintiff's
 15 Motion for Leave to Conduct Jurisdictional Discovery. Judge Spero previously set the hearing
 16 time as August 7, 2009 at 9:30 a.m. (Dkt. 48).

17 9. Concerning other matters in the case, the parties first stipulated to extend former
 18 defendant Conducive Corp.'s time to respond to Plaintiff's Complaint on March 26, 2009 (Dkt. 7),
 19 April 23, 2009 (Dkt. 17), and May 21, 2009 (Dkt. 23). Conducive was later voluntarily dismissed
 20 from the suit on June 4, 2009. (Dkt. 35).

21 10. The parties stipulated to extend Core's time to respond to the Complaint on April
 22 14, 2009 (Dkt. 13) and April 24, 2009 (Dkt 18). The Court later vacated the hearing on Core's
 23 motion to dismiss on July 7, 2009. (Dkt. 46).

24 11. Plaintiff stipulated to extend defendant Adzilla, Inc.'s time to respond to the
 25 Complaint on May 6, 2009 (Dkt. 22) and May 29, 2009 (Dkt. 32).

1 12. The parties stipulated to extend Plaintiff's time to respond to defendant Continental
2 VisiNet's Motion to Dismiss on April 24, 2009 (Dkt. 19), May 21, 2009 (Dkt. 25), and July 15,
3 2009 (Dkt. 49). The Court reset deadlines on said motion on May 22, 2009.

4

5 Dated: August 5, 2009

KAMBEREDELSON, LLC

6

7 By: s/ Michael J. Aschenbrener
8 MICHAEL J. ASCHENBRENER

9 Attorneys for Plaintiff

10

11 Dated: August 5, 2009

SCHIFF HARDIN LLP

12

13 By: s/ Rocky Unruh
14 ROCKY UNRUH

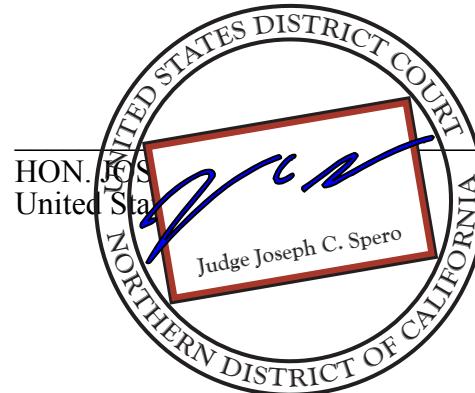
15 Attorneys for Defendant
16 Core Communications, Inc.

17

18 PURSUANT TO THE PARTIES' STIPULATION AND FOR GOOD CAUSE SHOWN,
19 the hearing on Plaintiff's Motion for Leave to Conduct Jurisdictional Discovery, currently
20 scheduled for August 7, 2009, is hereby vacated.

21

22 Dated: August 6, 2009



23

24

25

26

27

28 STIPULATION AND [PROPOSED] ORDER
VACATING HEARING DATE ON PLAINTIFF'S
MOTION FOR LEAVE TO CONDUCT
JURISDICTIONAL DISCOVERY